

PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/705,674
	Filing Date	November 10, 2003
	First Named Inventor	Richard B. Himmelstein
	Art Unit	2683
	Examiner Name	Stephen M. D Agosta
Total Number of Pages in This Submission	Attorney Docket Number	HIM-PT008.4

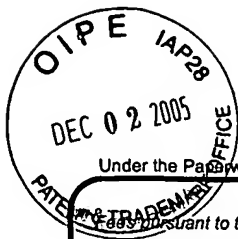
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Form PTO-1449
<input checked="" type="checkbox"/> Supplemental Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Steven J. Gelman Volpe and Koenig, P.C. Reg. No. 41,034
Signature	
Date	November 30, 2005

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Steven J. Gelman
Signature	
Date	November 30, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/17 (12-04)

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Effective on 12/08/2004.

FEE TRANSMITTAL
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 180.00**Complete if Known**

Application Number	10/705,674
Filing Date	November 10, 2003
First Named Inventor	Richard B. Himmelstein
Examiner Name	Stephen M. D Agosta
Art Unit	2683
Attorney Docket No.	HIM-PT008.4

METHOD OF PAYMENT (check all that apply)☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: **22-0493** Deposit Account Name: **Volpe and Koenig, P.C.**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>	
-	=	x	= 0.00	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
HP = highest number of total claims paid for, if greater than 20					
<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	-	0.00
-	=	x	= 0.00		
HP = highest number of independent claims paid for, if greater than 3					

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
-	-	/ 50 =	(round up to a whole number) x	= 0.00

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Supplemental Information Disclosure Statement

180.00

SUBMITTED BY

Signature		Registration No. 41,034 (Attorney/Agent)	Telephone 215-568-6400
Name (Print/Type)	Steven J. Gelman	Date November 30, 2005	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Richard B. Himmelstein

Application No.: 10/705,674

Confirmation No.: 4667

Filed: November 10, 2003

For: SYSTEM AND METHOD FOR
PROVIDING INFORMATION TO USERS
BASED ON THE USER'S LOCATION

Group: 2683

Examiner: Stephen M. Dagosta

Our File: HIM-PT008.4

Date: November 30, 2005

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Further to Applicant's Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicant wishes to bring to the Examiner's attention the material cited on the enclosed PTO-1449 form. Newly cited documents are indicated by an asterisk (*).

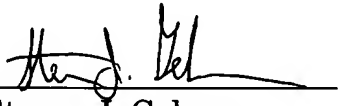
Pursuant to 37 C.F.R. §1.98(a)(2)(ii), copies of the newly cited U.S. publications and/or patent documents have not been included. Copies of previously cited documents are also not included.

Applicant: Richard B. Himmelstein
Application No.: 10/705,674

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the PTO-1449 form indicating his consideration of the cited materials.

Respectfully submitted,

Richard B. Himmelstein

By 
Steven J. Gelman
Registration No. 41,034
(215) 568-6400

Volpe and Koenig, P.C.
United Plaza, Suite 1600
30 South 17th Street
Philadelphia, PA 19103

SJG/ks
Enclosure



FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	ATTY. DOCKET NO. HIM-PT008.4	SERIAL NO. 10/705,674
	APPLICANT Richard B. Himmelstein	
	FILING DATE November 10, 2003	GROUP 2683

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		4,591,823	05/1986	Horvat			
		5,170,499	12/1992	Grothouse			
		5,420,794	05/1995	James			
		5,422,816	06/1995	Sprague et al.			
	*	5,425,058	06/1995	Mui			
		5,459,304	10/1995	Eisenmann			
	*	5,473,602	12/1995	McKenna et al.			
		5,539,398	07/1995	Hall et al.			
		5,572,201	11/1996	Graham et al.			
	*	5,663,734	09/1997	Krasner			
		5,740,532	04/1998	Fernandez et al.			
		5,805,082	09/1998	Hassett			
		5,875,183	02/1999	Nitadori			
		5,900,825	05/1999	Pressel et al.			
		5,908,454	06/1999	Zybur et al.			
		5,952,941	09/1999	Mardirossian			
		5,974,368	10/1999	Schepps et al.			
		5,982,281	11/1999	Layson			
		5,983,161	11/1999	Lemelson et al.			
		6,014,090	01/2000	Rosen et al.			
		6,018,699	01/2000	Baron et al.			
		6,052,598	04/2000	Rudrapatna et al.			
		6,060,995	05/2000	Wicks et al.			
	*	6,097,974	08/2000	Camp et al.			
		6,177,873	01/2001	Cragun			

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)				ATTY. DOCKET NO. HIM-PT008.4		SERIAL NO. 10/705,674	
				APPLICANT Richard B. Himmelstein			
				FILING DATE November 10, 2003		GROUP 2683	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,199,045	03/2001	Giniger et al.			
	*	6,208,844	03/2001	Abdelgany			
	*	6,208,862	03/2001	Lee			
	*	6,225,890	05/2001	Murphy			
		6,252,539	06/2001	Phillips et al.			
		6,255,953	07/2001	Barber			
		6,275,774	08/2001	Baron et al.			
		6,295,001	09/2001	Barber			
		6,466,796	10/2002	Jacobson et al.			
	*	6,480,699	11/2002	Lovoi			
		6,498,987	12/2002	Kelly et al.			
		6,505,123	01/2003	Root et al.			
		6,526,268	02/2003	Marrah et al.			
		6,539,232	03/2003	Hendrey et al.			
		6,542,748	04/2003	Hendrey et al.			
		6,542,749	04/2003	Tanaka et al.			
		6,542,750	04/2003	Hendrey et al.			
		6,590,529	07/2003	Schwoegler			
		6,603,405	08/2003	Smith			
	*	6,618,593	09/2003	Drutman et al.			
		6,646,559	11/2003	Smith			
	*	6,647,270	11/2003	Himmelstein			
		6,654,689	11/2003	Kelly et al.			
	*	6,678,516	01/2004	Nordman et al.			
		6,700,482	03/2004	Ververs et al.			

EXAMINER	DATE CONSIDERED
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[illegible]

EXAMINER	DATE CONSIDERED
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		APPLICANT Richard B. Himmelstein	
		FILING DATE November 10, 2003	GROUP 2683
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
		"Match.com Launches Match Mobile with AT&T Wireless", Match.com Corporate, December 2003.	
		"Match.com's Wireless Dating Service MatchMobile Launches Photo Profiles", Match.com Corporate, December 2003.	
		"Our Biggest Store: Organization Find People Nearby", AT&T Wireless, http://www.attwireless.com/personal/features/organization/findfriends.jhtml , February 2004.	
		AT&T Wireless, "Features and Services User Guide, How to Use Your AT&T Wireless Features and Services".	
		Selingo, "Protecting the Cellphone User's Right to Hide", The New York Times, nytimes.com, February 5, 2004.	
		Yahoo Finance, "Private Inventor Files Patent Application for Telematics-Based Public and Emergency First Responders Safety Advisory System", February 2004, http://biz.yahoo.com/prnews/040204/law0211.html .	
		http://wwwa.accuweather.com/iwxpage/adc/mobile/messenger.htm (admitted, not prior art)	

EXAMINER	DATE CONSIDERED
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